



**Service of Process
Transmittal**

05/13/2015

CT Log Number 527117728

TO: Evelyn Shadley, Legal Assistant
Enterprise Holdings, Inc.
600 Corporate Park Dr
Saint Louis, MO 63105-4211

RE: Process Served in Illinois

FOR: Enterprise Leasing Company of Chicago, LLC (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Amanda Malone vs. Enterprise Leasing Company of Chicago, LLC and Volkswagen Group of America, Inc.

DOCUMENT(S) SERVED: Summonses, Attachment(s), List, Complaint

COURT/AGENCY: Cook County Circuit Court - County Department - Law Division, IL
Case # 2015L004822

NATURE OF ACTION: Personal Injury - On May 12, 2013 - Plaintiff sustained personal injuries as the door of the 2013 Volkswagen Golf bearing VIN: WVWDB7AJ6DW128564 snapped off

ON WHOM PROCESS WAS SERVED: C T Corporation System, Chicago, IL

DATE AND HOUR OF SERVICE: By Process Server on 05/13/2015 at 13:00

JURISDICTION SERVED : Illinois

APPEARANCE OR ANSWER DUE: Within 30 days after service, not counting the day of service

ATTORNEY(S) / SENDER(S): Jason H. Sherwood
Sherwood Law Group, LLC
218 N. Jefferson
Suite #401
Chicago, IL 60661
312-627-1650

ACTION ITEMS: SOP Papers with Transmittal, via Fed Ex Priority Overnight
Image SOP
Email Notification, Brian Braunstein Brian.S.Braunstein@ehi.com
Email Notification, Evelyn Shadley EVELYN.SHADLEY@EHI.COM

SIGNED: C T Corporation System

ADDRESS: 208 South LaSalle Street
Suite 814
Chicago, IL 60604

TELEPHONE: 312-345-4336

2120 - Served

2121 - Served

2220 - Not Served

2221 - Not Served

2320 - Served By Mail

2321 - Served By Mail

2420 - Served By Publication

2421 - Served By Publication

☒ SUMMONS☐ ALIAS - SUMMONS

(2/18/11) CCG N001

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

AMANDA MALONE

(Name all parties)

v.

ENTERPRISE LEASING COMPANY OF

No. 2015-L-004822

Defendant Address:

ENTERPRISE LEASING COMPANY OF
 208 S LASALLE ST.
 814
 CHICAGO, IL 60604

SummonsTo each Defendant: ☒ SUMMONS☐ ALIAS - SUMMONS

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance, and pay the required fee, in the Office of the Clerk of this Court at the following location:

☒ Richard J. Daley Center, 50 W. Washington, Room 801, Chicago, Illinois 60602
☐ District 2 - Skokie
 5600 Old Orchard Rd.
 Skokie, IL 60077

☐ District 3 - Rolling Meadows
 2121 Euclid
 Rolling Meadows, IL 60008

☐ District 4 - Maywood
 1500 Maybrook Ave.
 Maywood, IL 60153

☐ District 5 - Bridgeview
 10220 S. 76th Ave.
 Bridgeview, IL 60455

☐ District 6 - Markham
 16501 S. Kedzie Pkwy.
 Markham, IL 60426

☐ Child Support
 28 North Clark St., Room 200
 Chicago, Illinois 60602

You must file within 30 days after service of this Summons, not counting the day of service.

IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE RELIEF REQUESTED IN THE COMPLAINT.

To the officer:

This Summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this Summons shall be returned so endorsed. This Summons may not be served later than 30 days after its date.

Atty. No.: 47294

Name: SHERWOOD LAW GROUP LLC

Atty. for: AMANDA MALONE

Address: 218 N JEFFERSON 401

City/State/Zip: CHICAGO, IL 60661

Telephone: (312) 627-1650

WITNESS, Monday, 11 May 2015



Date of service:

(To be inserted by officer on copy left with defendant or other person)

Service by Facsimile Transmission will be accepted at:

(Area Code)

(Facsimile Telephone Number)



DIE DATE
06/05/2015

DOC.TYPE: LAW
CASE NUMBER: 15L004822
DEFENDANT
ENTERPRISE LEASING COMPANY
208 S LASALLE ST
CHICAGO, IL 60604
#814

SERVICE INF
RM #801

ATTACHED

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(2/18/11) CCG N001

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

AMANDA MALONE

(Name all parties)

v.

ENTERPRISE LEASING COMPANY OF

No. 2015-L-004822

Defendant Address:

ENTERPRISE LEASING COMPANY OF
208 S LASALLE ST.
814
CHICAGO, IL 60604

Summons

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Atty. No.: 47294

Name: SHERWOOD LAW GROUP LLC

Atty. for: AMANDA MALONE

Address: 218 N JEFFERSON 401

City/State/Zip: CHICAGO, IL 60661

Telephone: (312) 627-1650

WITNESS, Monday, 15 June 2015

As DOROTHY BROWN

Clerk of Court

Date of service:

(To be inserted by officer on copy left with defendant or other person)

Service by Facsimile Transmission will be accepted at:

(Area Code)

(Facsimile Telephone Number)

/s DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS



DIE DATE
06/05/2015

DOC.TYPE: LA/W
CASE NUMBER: 15L004822
DEFENDANT
ENTERPRISE LEASING COMPANY
208 S LASALLE ST
CHICAGO, IL 60604
#814

SERVICE INF
RM #801

ATTACHED

Law DIVISION

Litigant List

Printed on 05/11/2015

Case Number: 2015-L-004822

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Plaintiffs

Plaintiffs Name	Plaintiffs Address	State	Zip	Unit #
AMANDA MALONE				

Total Plaintiffs: 1

Defendants

Defendant Name	Defendant Address	State	Unit #	Service By
ENTERPRISE LEASING COMPANY OF	208 S LASALLE ST. CHICAGO,	IL	60604 814	Sheriff-Clerk
VOLKSWAGEN GROUP OF AMERICA	801 ADLAI STEVENSON DR SPRINGFIELD,	IL	62703	Sheriff-Filer

Total Defendants: 2

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

CIRCUIT COURT OF
COOK COUNTY, ILLINOIS
LAW DIVISION
CLERK DOROTHY BROWN

AMANDA MALONE,)
)
 Plaintiff,)
)
 v.) No:
)
 ENTERPRISE LEASING COMPANY OF)
 CHICAGO, LLC and VOLKSWAGEN)
 GROUP OF AMERICA, INC.,)
)
 Defendants.)

COMPLAINT AT LAW

NOW COMES, the Plaintiff, AMANDA MALONE ("Malone"), by and through her attorneys, SHERWOOD LAW GROUP, LLC and complains of the Defendants, ENTERPRISE LEASING COMPANY OF CHICAGO, LLC ("Enterprise") and VOLKSWAGEN GROUP OF AMERICA, INC. ("Volkswagen"), states as follows:

GENERAL ALLEGATIONS

1. On and before May 12, 2013, Plaintiff, Malone, resided at 15250 El Camino Terrace, Apartment 2S, in the city of Orland Park, County of Cook, State of Illinois.
2. On and before May 12, 2013, Defendant, Enterprise was a corporation incorporated in the state of Delaware, with its local registered agent located at 208 S. LaSalle St., Suite 814, Chicago, IL 60604.
3. On and before May 12, 2013, Defendant, Volkswagen was a New Jersey corporation, with its local registered agent located at 801 Adlai Stevenson Dr., Springfield, IL 62703.
4. On and before May 12, 2013, Defendant, Enterprise, was a car rental company in the business of renting a variety of cars to Illinois consumers.

5. On and before May 12, 2013, Defendant, Volkswagen, was in the business of manufacturing automobiles to be sold to Illinois consumers.

6. On May 10, 2013, Plaintiff, Malone, rented a 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, from an Enterprise location at 4700 Southwest Highway, Oak Lawn, IL 60453 which is located in Cook County.

7. On and before May 12, 2013, Defendant, Enterprise, contracted with Defendant, Volkswagen, to purchase and rent a variety of their automobiles to Illinois consumers.

8. On and before May 12, 2013, Defendant, Enterprise, placed the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, manufactured and produced by Defendant, Volkswagen, in circulation at the Enterprise location aforementioned.

9. On and before May 12, 2013, Defendant, Enterprise, did not place signs or instructions warning customers to be mindful of a broken front passenger door on the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, manufactured by Defendant, Volkswagen.

10. On and before May 12, 2013, an unknown Enterprise employee was assigned to inspect the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, manufactured by Defendant, Volkswagen, to be rented to Illinois consumers.

11. On and before May 12, 2013, the unknown Enterprise employee assigned to inspect the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, manufactured by Defendant, Volkswagen, was at all times acting in his capacity as an employee, agent, or servant of Defendant, Enterprise.

12. On May 12, 2013, Plaintiff, Malone, attempted to open the front passenger door of the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, after driving it from Illinois to 109 19th Street, Clarksdale, Mississippi.

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13. When attempting to open the front passenger door at the aforementioned time and location, the front passenger door handle snapped off causing Malone to immediately fall to the ground and injure herself.

14. Plaintiff, Malone, tested and used the door handle in a proper, correct and rightful fashion after she had legally rented the automobile in question.

COUNT I - ENTERPRISE
Negligence

15. Plaintiff adopts and re-alleges paragraphs One (1) through Fourteen (14) of the General Allegations of this Complaint at Law as paragraph Fifteen (15) of Count One (1).

16. On and before May 12, 2013, Defendant, Enterprise, through its agents, servants and employees, knew or should have known about the dangerous condition of the front passenger door handle of the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, manufactured by Defendant, Volkswagen, that was rented by Enterprise to the Plaintiff at the Enterprise location located at 4700 Southwest Highway, Oak Lawn, IL 60453.

17. On and before May 12, 2013, the unknown Enterprise employee, acting in his capacity as an employee, agent, or servant of the Defendant, Enterprise, owed a duty of reasonable care in the inspection of the 2013 Volkswagen Golf, VIN# WVVDB7AJ6DW128564, to ensure that the vehicle would be safe and suitable for normal use by consumers, including Plaintiff, Malone.

18. Notwithstanding this duty, on May 12, 2013, the unknown Enterprise employee, in his capacity as an employee, agent, or servant of defendant, Enterprise, was then and there guilty of one or more of the following acts and/or omissions:

- a) Failed to properly inspect the vehicle to make sure it was safe and suitable for normal use;
- b) Failed to properly evaluate whether the vehicle was appropriately assembled and built for use by Enterprise guests, invitees, customers and consumers;

- c) Failed to properly secure the front passenger door handle for consumer use;
- d) Failed to properly ensure that the vehicle was secure, sturdy, and safe and suitable for use by Plaintiff and other invitee guests;
- e) Failed to warn the Plaintiff of the dangerous conditions of the front passenger door handle, when the defendant knew, or in the exercise of ordinary care should have known, that said warning was necessary to prevent injury to the Plaintiff;
- f) Failed to correct the hazardous conditions of the front passenger door handle when Defendant, Enterprise, knew or should have known, or in exercising ordinary care should have known of hazards it posed to Plaintiff;
- g) Failed to maintain the front passenger door handle;
- h) Failed to repair the front passenger door handle; or
- i) Was otherwise careless and/or negligent;

19. That as a direct and proximate result of the aforesaid, the Plaintiff, Malone, suffered diverse injuries, both internally and externally, of a permanent and lasting nature, which have caused and will continue to cause pain in body and mind; and the Plaintiff, Malone, was caused to expend and in the future will be compelled to expend, large sums of money for medical care in endeavoring to be cured of said injuries; and the Plaintiff, Malone, was caused to and in the future will lose much time from her employment, thereby incurring losses of large sums of money; and the Plaintiff, Malone, has been and in the future will be prevented from attending to her usual affairs and duties.

WHEREFORE, Plaintiff, AMANDA MALONE, prays for judgment against the Defendant, ENTERPRISE LEASING COMPANY OF CHICAGO, LLC, in a sum in excess of Fifty Thousand (\$50,000.00) Dollars and her costs of suit, pursuant to the Illinois Code of Civil Procedure.

COUNT II - VOLKSWAGEN
Products Liability

20. Plaintiff adopts and re-alleges paragraphs One (1) through Fourteen (14) of the General Allegations of this Complaint at Law as paragraph Twenty (20) of Count Two (2).

21. On and before May 12, 2013, Defendant, Volkswagen, manufactured and produced various automobiles, which were purchased by Defendant, Enterprise, to be rented to prospective consumers.

22. On and before May 12, 2013, Defendant, Volkswagen, contracted with Defendant, Enterprise, for the purpose of providing customers, including Plaintiff, automobiles for rent.

23. On and before May 12, 2013, Defendant, Volkswagen, by and through its agents, servants, and employees, was responsible for manufacturing and production of the automobiles purchased by Defendant, Enterprise.

24. On and before May 12, 2013, Defendant, Volkswagen, through its agents, servants and employees, owed a duty of reasonable care in the manufacturing of the automobiles purchased by Defendant, Enterprise.

25. Notwithstanding this duty, on and before May 12, 2013, the Defendant, Volkswagen, by and through its agents, servants and employees, was then and there guilty of one or more of the following acts and/or omissions:

- a) Failed to properly manufacture and produce a safe and suitable Automobile;
- b) Failed to properly test the Automobile to ensure that it was safe and suitable for use by the Plaintiff, and other prospective customers;
- c) Failed to Provide Plaintiff a safe and suitable Automobile when it knew or should have known that Plaintiff, and other prospective consumers, would be using the Automobile;
- d) Failed to warn the Plaintiff of the dangerous conditions of the Automobile, when the Defendant knew, or in the exercise of ordinary care should have known, that said warning was necessary to prevent injury to the Plaintiff;
- e) The Automobile was designed, manufactured, and sold without the ability to function safely and properly;
- f) Failed to inspect Automobile to ensure that it was safe and suitable for use by the Plaintiff, and other prospective customers;
- g) Failed to repair the Automobile to ensure that it was safe and suitable for use by the Plaintiff, and other prospective customers; or
- h) Was otherwise careless and/or negligent;

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26. These unreasonably dangerous conditions existed at the time the Automobile left the control of Volkswagen.

27. That as a direct and proximate result of the aforesaid, the Plaintiff, Malone, suffered diverse injuries, both internally and externally, of a permanent and lasting nature, which have caused and will continue to cause pain in body and mind; and the Plaintiff, Malone, was caused to expend and in the future will be compelled to expend, large sums of money for medical care in endeavoring to be cured of said injuries; and the Plaintiff, Malone, was caused to and in the future will lose much time from her employment, thereby incurring losses of large sums of money; and the Plaintiff, Malone, has been and in the future will be prevented from attending to her usual affairs and duties.

WHEREFORE, Plaintiff, AMANDA MALONE, prays for judgment against the Defendant, VOLKSWAGEN GROUP OF AMERICA, INC., in a sum in excess of Fifty Thousand (\$50,000.00) Dollars and her costs of suit, pursuant to the Illinois Code of Civil Procedure.

Respectfully Submitted,

SHERWOOD LAW GROUP, LLC

Jason H. Sherwood

JASON H. SHERWOOD

Attorney for Plaintiff

SHERWOOD LAW GROUP, LLC

218 N. Jefferson, Suite #401

Chicago, Illinois 60661

Phone: 312.627.1650

Fax: 312.648.9503

Attorney No. 47294

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